

SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT
WATER RESOURCES ADVISORY COMMITTEE

Meeting Minutes

June 2, 2010

An audio recording of the meeting and materials submitted during public comment are available online at www.SLOCountyWater.org.

Approximately 1:30 p.m., Chairperson Winn called the meeting to order.

- 1) Determination of a Quorum and Introductions - Quorum Established.
- 2) Approval of May Meeting Minutes - The May 5, 2010 WRAC meeting minutes were approved with one amendment, by adding text within the Public Comment section to read "...landscape ordinances, *monitoring of new wells*, and utilization of...", upon a first by Member Hyman, second by Member Greening, and a unanimous vote with four (4) abstentions.
- 3) Public Comment (15 minutes) - Chairperson Winn informs the WRAC that Bruce Buel, former General Manager of Los Osos Community Services District (CSD) and then Nipomo CSD and member of the WRAC, passed away Friday, May 28, after a long battle with cancer. Member Fitzhugh informs the WRAC of a new State law which requires each person or organization that use diverted surface water or pump groundwater from a known subterranean stream to file a "Statement of Water Diversion and Use" or to file an application to appropriate water with the State Water Resources Control Board. Gwynn Taylor requests that the WRAC review saltwater intrusion in the Los Osos groundwater basin. Frank Ausilio informs the WRAC of a letter that he submitted to the California Coastal Commission requesting that they determine the source and veracity of statements regarding the alleged contamination of the Morro Bay National Estuary by nitrates coming from Los Osos septic systems. Member Greening requests information regarding invasive mussel prevention efforts. Courtney Howard, County Public Works, speaks to current and planned invasive mussel prevention efforts at Lakes Lopez, Santa Margarita, and Nacimiento. Member D'Ornellas speaks to challenges of implementing invasive mussel prevention efforts at Lake Nacimiento. Gary Henderson, San Luis Obispo City Staff, speaks to invasive mussel prevention education and self-evaluations planned for select privately-owned docks and launch ramps at Lake Nacimiento. Member Ehring speaks to the current invasive mussel monitoring and tagging process at Lake Lopez. Member Ashbaugh informs the WRAC that the San Luis Obispo City Council is especially concerned about a potential invasive mussel infestation in Lake Nacimiento and asked that city staff to work with the Counties of San Luis Obispo and Monterey to improve current invasive mussel prevention efforts. Member Eby informs the WRAC that the Nipomo CSD hired Don Spagnolo to serve as General Manager, effective June 1, 2010.

- 4) Ongoing Updates:
- a. Master Water Plan - Courtney Howard, County Public Works, informs members of the WRAC that staff are considering all received comments and suggestions for incorporation into the Master Water Plan, that staff is reviewing the water management strategies for each water planning area with representative agencies and stakeholders, and speaks to upcoming workshops and work efforts.
 - b. Integrated Regional Water Management - Courtney Howard, County Public Works, informs members of the WRAC that staff is initiating the first steps to develop a Proposition 84 Integrated Regional Water Management Program Implementation grant application. Discussion ensues regarding project selection, funding sources, the updating the plan and incorporating new projects, project prioritization methodology, and project cost.
 - c. Planning Department Efforts - Courtney Howard, County Public Works, informs members of the WRAC that on June 8, 2010, the San Luis Obispo County Board of Supervisors will have a hearing to consider the 2009 Resource Management System Annual Summary Report. Discussion ensues regarding expected changes, incorporation of all of the WRAC recommendations, and other minor revisions.
 - d. Rainfall and Reservoir Update - Brief discussion.
 - e. Status of Negotiations with the Central Coast Water Authority for Emergency Water to South County - Courtney Howard, County Public Works, informs members of the WRAC that the State Water Contractors' Board of Directors sent a letter to the California Department of Water Resources recommending approval of the proposed one year (renewable) emergency exchange program and indicates that staff are currently working on necessary California Environmental Quality Act documentation and coordinating with local agencies to develop specific agreement details. Discussion ensues regarding agreement details, agency participation, and long-term alternative solutions.
- 5) Subcommittee to Review the Central Coast Regional Water Quality Control Board's Draft Agricultural Order and Public Feedback - Subcommittee Chairperson Luft provides a summary of the May 12, 2010 Central Coast Regional Water Quality Control Board (RWQCB) workshop, speaks to the July 8, 2010 RWQCB meeting in Watsonville, and informs members of the WRAC that on June 8, 2010, the San Luis Obispo County Board (Board) of Supervisors will hold a hearing to consider the Agricultural Commissioner's recommendation for the Board to submit a letter to the Regional Water Quality Control Board regarding the Draft Agricultural Order for Irrigated Lands. Discussion ensues regarding the inclusion of a specific example of Draft Agricultural Order language in the draft letter, and regarding the process outlined in the draft letter. Alternate Member Bianchi moves to recommend that the Board of Supervisors send the letter to the RWQCB with the following additions or changes: 1) Remove the last sentence from the fifth (5th) paragraph that begins with: "For example, designating 0.5 part per billion ...", 2) add language that speaks in

support of the 18 month time extension, with a second by Member Hyman. Discussion ensues regarding the need for the RWQCB to work cooperatively with the California Department of Fish and Game. The motion passes 20-2-0.

- 6) Shandon Community Plan Draft Environmental Impact Report Subcommittee Report - Chairperson Winn speaks to the similarity between comments made in the draft Environmental Impact Report (EIR) subcommittee report and the WRAC's comments on the public review draft of the Shandon Community Plan. Discussion ensues regarding groundwater chemistry, feasible mitigation measures involving the State Water Project (SWP), groundwater impact analysis that is predicated on providing an offset for irrigated land replaced with urban development, the reliability of the State Water Project, the water-level/storage interaction for basins of differing capacities, and the economic feasibility of a water supply project involving SWP water. Member Allen moves to adopt the subcommittee report as written, with a second by Member Greening. Chairperson Winn recommends that occurrences of "sub basin" should be changed to "subbasin". The maker of the motion and the second are amenable to the amendment. The motion passes 19-2-1.

By unanimous consent, the WRAC agreed to take the following item out of order.

- 7) Consideration of Holding a WRAC Meeting in July and/or August - Members of the WRAC briefly discuss vacation schedules and upcoming issues that may require WRAC input. Member Winholtz moves to hold the next WRAC meeting on July 7, 2010, with a second by Member Barrett. The motion passes unanimously.
- 8) Consideration of Forming a Subcommittee to Review the Paso Robles Groundwater Basin Resource Capacity Study - Member Ashbaugh nominates Member Sinton to serve on the ad-hoc subcommittee. Member Luft recommends that the WRAC reconvene the ad-hoc subcommittee to review the Paso Robles Groundwater Basin Resource Capacity Study. Member Barrett, Alternate Member Larson, Member Luft, Member Neil (via correspondence received in advance of the meeting), Member Thompson, Chairperson Winn, and Member Zelinski volunteer to serve on the ad-hoc subcommittee. Member Luft volunteers to serve as subcommittee chair. Member Ehring moves to form an ad-hoc subcommittee to review the Paso Robles Groundwater Basin Resource Capacity Study, with a second by Member Garfinkel. The motion passes unanimously. Discussion ensues regarding scheduling and timing of future ad-hoc subcommittee meetings.
- 9) Consideration of Reconvening the Los Osos Wastewater Project Subcommittee to Review Publicly Released Information from the Interlocutory Stipulated Judgment Entities - Member Gilmore informs the WRAC that the LOCSD supports reconvening the ad-hoc subcommittee and that Alternate Member Kelly can no longer serve on the subcommittee if it were formed, and recommends that replacement subcommittee members are not from Los Osos. Discussion ensues regarding the role and purview of the subcommittee if it were formed. Member Garfinkel moves to reform the Los Osos Wastewater Project ad-hoc subcommittee to review publicly released information from the Interlocutory Stipulated Judgment entities, with a second by Member Winholtz. Discussion ensues regarding subcommittee membership qualifications and requirements, and their scope of work. Member Luft

indicates that she can no longer serve on the subcommittee if it were formed. Member Fitzhugh indicates that she can no longer serve on the subcommittee if it were formed. The motion passes 17-1-4. Member L. Chipping, Member Ehring, Member Garfinkel, and Chairperson Winn volunteer to serve on the ad-hoc subcommittee. Member Ashbaugh nominates Member Winholtz to serve on the ad-hoc subcommittee, and in the event that Member Winholtz is unwilling to serve, volunteers himself to serve on the ad-hoc subcommittee.

- 10) Future Agenda Items - Chairperson Winn informs the WRAC that the Board of Supervisors (Board) might entertain a suggestion from the WRAC to add one Member and Alternate Member position representing the development community. Discussion ensues regarding WRAC's motivation for considering such a request and the lack of any formal Board direction on the matter. Member Eby moves to not agendize consideration of adding a membership position on the WRAC to represent developmental interests, with a second by Member Greening. The motion fails 6-13-0. Member Ashbaugh requests that the WRAC advise the Board to take a position on the Clean Water Bond. Member Zelinski requests an update on the State Water Project (SWP) relating to Judge Wagner's most recent court ruling on the federal biological opinion. Discussion ensues regarding SWP pumping restrictions and operations. Member D. Chipping requests that Paavo Ogren, San Luis Obispo County Director of Public Works, provide an update on the feasibility of water supply projects for the community of Shandon.

Meeting adjourned approximately 3:20 p.m.

I, Courtney Howard, Secretary to the San Luis Obispo County Flood Control and Water Conservation District Water Resources Advisory Committee do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Wednesday, June 2, 2010, by the Water Resources Advisory Committee.

The Water Resources Advisory Committee approved these minutes on July 7, 2010.

/s/ Courtney Howard

COURTNEY HOWARD
Secretary
